

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	Linh A. Dinh, Loc X. Phan, Robert Eury, Irina Pomerantseva and Michael Froix
Application No.:	10/061458
Filed:	February 1, 2002
For:	EXPANDABLE UNIT CELL AND INTRALUMINAL STENT (Reissue of U.S. 6,019,789)
Examiner:	Not yet assigned
Group Art Unit:	3738

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Docket No: S63.2L-10389-US

RESPONSE TO NOTICE OF MISSING PARTS

In response to the Notice to File Missing Parts of Application-Filing Date Granted, mailed April 10, 2002, enclosed for filing please find:

1. A copy of the Notice to File Missing Parts of NonProvisional Application (Form PTO-1533); a copy of the Notice to File Missing Parts of Reissue Application and a Check for \$1,512.00 to cover the filing and surcharge fees.
2. Petition Under 37 CFR §1.47(b) for U.S. Patent Application Wherein One or More Inventor's Cannot be Reached and check for \$130.00 to cover the petition fee;
3. Reissue Application Declaration by the Inventor;
4. Recorded Assignment to Quanam Medical Corporation recorded June 18, 1999;
5. Recorded Assignment to Quanam Medical Corporation recorded November 16, 1998;
6. Declaration of Facts in Support of Filing on Behalf of Omitted Inventor (37 CFR 1.47(b))
7. Reissue Application Declaration by the Assignee.

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RECEIVED

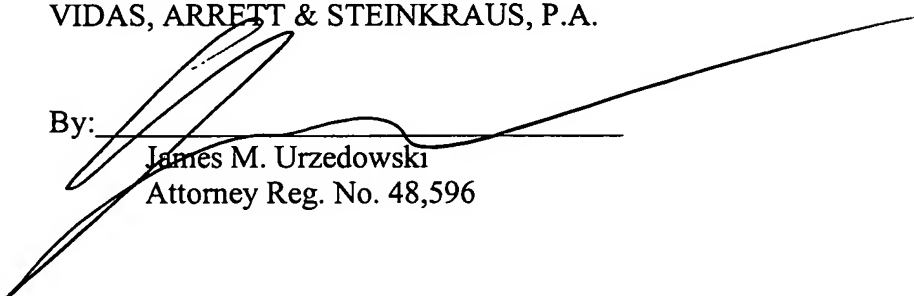
NOV 06 2002

OFFICE OF PETITIONS

Please charge any additional fees or credit any overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,
VIDAS, ARRETT & STEINKRAUS, P.A.

Date: October 9, 2002

By: 
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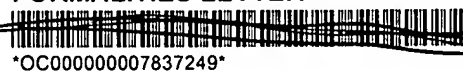
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/061,458	02/01/2002	Linh A. Dinh	S63.2-10389

00490
VIDAS, ARRETT & STEINKRAUS, P.A.
6109 BLUE CIRCLE DRIVE
SUITE 2000
MINNETONKA, MN 55343-9185

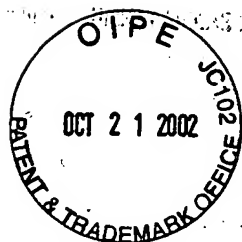
CONFIRMATION NO. 9614

FORMALITIES LETTER



OC000000007837249

Date Mailed: 04/10/2002



10/22/2002 CCHAU1

02 FC:1051

03 FC:1201

04 FC:1205

00000123

10061458

23222322

130.00 OP

306.00 OP

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$642.
 - \$306 for 17 total claims over 20.
 - \$336 for 4 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1512.**
- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

10/30/2002 SDIRETA1 00000051 10061458

01 FC:1004	740.00 OP
02 FC:1205	306.00 OP
03 FC:1204	336.00 OP

A copy of this notice **MUST** be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Adjustment Date: 10/30/2002 SDIRETA1
10/22/2002 CCHAU1 00000123 10061458
01 FC:1001 -740.00 OP
03 FC:1201 -336.00 OP
04 FC:1202 -306.00 OP
10/22/2002 CCHAU1 00000123 10061458
01 FC:1001 740.00 OP
03 FC:1201 306.00 OP
04 FC:1202 336.00 OP

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
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Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/061,458	02/01/2002	Linh A. Dinh	S63.2-10389

00490
VIDAS, ARRETT & STEINKRAUS, P.A.
6109 BLUE CIRCLE DRIVE
SUITE 2000
MINNETONKA, MN 55343-9185



Date Mailed: 04/10/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

Correction of the following is required to complete the reissue application:

☐ The reissue specification has not been provided in double-column format as is required by 37 CFR 1.173(a)(1). A surcharge is not required when supplying this item.

☒ Consent of the assignee is missing. 37 CFR 1.172 requires that the reissue oath/declaration be accompanied by the written consent of all assignees. Until this item is supplied, the oath/declaration remains defective; thus, **payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.**

☐ Consent of the assignee is present, but is unsigned. A statement of consent bearing the signature of an official authorized to act on behalf of the assignee(s) must be provided, to comply with 37 CFR 1.172. Until this item is supplied, the oath/declaration remains defective; thus, **payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.**

☒ Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.72 requires that all assignees consenting to the reissue establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b). See MPEP § 324. Until this item is supplied, the oath/declaration remains defective; thus, **payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.**

☐ Assignee's statement under 37 CFR 3.73(b) is present, but is unsigned. A 37 CFR 3.73(b) statement bearing the signature of an official authorized to act on behalf of the assignee must be provided. Until this item is supplied, the oath/declaration remains defective; thus, **payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.**

A copy of this notice **MUST** be returned with the reply.

C.M. Y. [Signature]

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